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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA,) CR 07-0428 MMC
15 Plaintiff,) STIPULATION AND ~~PROPOSED~~ ORDER
16 v.) EXCLUDING TIME
17 CARMAN CHAN,)
18 Defendant.)
19 _____)

20 On July 12, 2007, the parties in this case appeared before the Court and stipulated that
21 time should be excluded from the Speedy Trial Act calculations from July 12, 2007 to August 15,
22 2007 for effective preparation of counsel and continuity of counsel, in that defense counsel
23 requires time to review discovery and counsel for all parties were unavailable on certain days
24 between July 12, 2007 and August 15, 2007. The parties represented that granting the
25 continuance was necessary for effective preparation of counsel and continuity of counsel, taking
26 into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(8)(B)(iv).

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28 SO STIPULATED:

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2 SCOTT N. SCHOOLS
3 United States Attorney

4 DATED: August 15, 2007

/s/
5 DENISE MARIE BARTON
Assistant United States Attorney

6 DATED: August 15, 2007

/s/
7 GARRICK LEW
Attorney for CARMAN CHAN

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10 As the Court found on July 12, 2007, and for the reasons stated above, the Court finds
11 good cause, taking into account the public interest in prompt disposition of criminal cases that
12 time should be excluded from the Speedy Trial Act calculations from July 12, 2007 to August 15,
13 2007 for effective preparation of counsel and continuity of counsel. See 18 U.S.C. §3161
14 (h)(8)(A). The failure to grant the requested continuance would deny counsel reasonable time
15 necessary for effective preparation and continuity of counsel, taking into account the exercise of
16 due diligence, and would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

17 SO ORDERED.

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19 DATED: August 22, 2007

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James Larson
21 United States Chief Magistrate Judge